

No. 11(112)3 Lab-79/3227.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal Faridabad in respect of the dispute between the workman Pipe Factory Tigoan Road, Nimka Ballabgarh.

BEFORE SHRI NATHU RAM SHARMA,
PRESIDING OFFICER,
INDUSTRIAL TRIBUNAL
HARYANA, FARIDABAD.

Reference No. 280 of 1978

between

SHRI CHAUDHRI SAHNI WORKMAN AND THE MANAGEMENT OF M/s. HARYANA STATE MINOR IRRIGATION TUBE WELL CORPORATION SPUN PIPE FACTORY, TIGOAN ROAD, NIMKA BALLABGARH.

Present:—

Shri Bhim Singh Yadav, for the workman.

Shri H. R. Dua, for the management

AWARD

1. By order No. ID/FD/611-77/34067, dated 20th July, 1978 the Governor of Haryana, referred the following dispute between the management of M/s. Haryana State Minor Irrigation Tube Well Corporation Spun Pipe Factory, Tigoan Road, Nimka Ballabgarh and its workman Shri Chaudhri Sahni, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act:—

Whether the termination of services of Shri Chaudhri Sahni was justified and in order? If not, to what relief is he entitled?

2. On receipt of the order of reference, notices were issued to the parties. The parties appeared, but the representative for the workman stated that the workman has gone away and he did not want to pursue the dispute. I, therefore, give my award that at present no dispute exist between the parties.

Dated 13th February, 1979.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal Haryana,
Faridabad.

No. 189, dated the 3rd March, 1979.

Forwarded (four copies) to the Secretary to Government Haryana, Labour and Employment Departments Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal Haryana,
Faridabad.

No. 11(112)3 Lab-79/3229.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal Faridabad in respect of dispute between the workman and the management of M/s. Maheswari Fastners (P) Ltd., Faridabad.

BEFORE SHRI NATHU RAM SHARMA,
PRESIDING OFFICER, INDUSTRIAL
TRIBUNAL, HARYANA

Reference No. 38 of 1976

between

SHRI SAHIB HUSSAIN, WORKMAN AND THE MANAGEMENT OF M/s. MAHESWARI FASTNERS (P) LTD., FARIDABAD

Present:—

Shri P. K. De, for the workman.

Shri S. L. Gupta, for the management.

AWARD

1. By order No. ID/FD/756-D-75/3675, dated 30th January, 1976, the Governor of Haryana, referred the following dispute between the management of M/s. Maheshwari Fastners (P) Ltd. Faridabad and its workman Shri Sahib Hussain to this Tribunal for adjudication in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Sahib Hussain was justified and in order? If not, to what relief is he entitled?

2. On receipt of the order of reference, notices were issued to the parties. The parties appeared and filed their pleadings. On pleadings of the parties the following issues were framed on 23rd June, 1976:—

- (1) Whether the workman absented himself from duty and lost his lien on the job?
- (2) If not, whether the termination of services of Shri Sahib Hussain was justified and in order? If not, to what relief is he entitled?

3. And the case was fixed for the evidence of the management. Two adjournments were obtained by the management. On the 3rd adjourned date, the representative for the workman was not present. Similarly the representative for the workman did not appear on 4th adjourned date. Again the management prayed for adjournment for giving evidence which was granted, but on the next date of hearing, the representative for the workman did not appear. Therefore, it was ordered that the conduct of the workman has rendered the case liable to dismissal in default.

The workman moved an application for setting aside that ex parte order which was replied by the management. The ex parte order was set aside and the case was fixed for the evidence of the management. The management examined Shri S. C. Agarwal their Manager as MW-1. The case was fixed thereafter for the evidence of the workman. The representative for the workman obtained five adjournments but produced no evidence. Today on 13th February, 1979 the representative for the workman stated that the workman has left the factory after receiving all his dues in full and final settlement and he did not want to proceed further with the reference. In these circumstances I give my award that the termination of services of Shri Sahib Hussain was justified and in order. He

is not entitled to any relief.

Dated the 13th February, 1979.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 194, dated the 3rd March, 1979.

Forwarded (four copies) to the Secretary to Government Haryana, Labour and Employment Department, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 11(112)3 Lab-79/3230.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal Faridabad in respect of the dispute between the workman and the management of M/s. Continental Device India Ltd., Mathura Road, Faridabad.

BEFORE SHRI NATHU RAM SHARMA,
PRESIDING OFFICER,
INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 366 of 1978

between

MISS GEETA KUMARI WORKWOMAN AND
THE MANAGEMENT OF M/s. CONTINENTAL
DEVICE INDIA LTD., MATHURA ROAD,
FARIDABAD

Present:—

Shri P. K. De for the workwoman.

Shri K. P. Agrawal for the management.

AWARD

1. By order No. ID/FD/107-78/38715, dated the 24th August, 1978 the Governor of Haryana referred the following dispute between the management of M/s. Continental Device India Ltd.

Mathura Road Faridabad and its workwoman Miss Geeta Kumari, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Miss Geeta Kumari, was justified and in order? If not, to what relief is she entitled?

2. On receipt of the order of reference, notices were issued to the parties. The parties appeared. The workwoman filed his claim statement. The case was fixed for filing written statement by the management. It was at this stage that a settlement was arrived at by virtue of which the workwoman received a sum of Rs. 335/- only in full and final settlement of all his claims and dues. She settled her dispute. Settlement was also filed in which she agreed to claim nothing stating that she will not have any right of reinstatement or re-employment and has no other claim whatsoever. I, therefore give my award that the termination of services of the workwoman Miss Geeta Kumari was justified and in order. She is not entitled to any relief. She has settled her dispute fully and finally and has received the above said amount from the management.

NATHU RAM SHARMA,

The 15th February, 1979.

Presiding Officer,
Industrial Tribunal,
Haryana, Faridabad.

No. 192, dated the 3rd March, 1979.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal,
Haryana, Faridabad.

No. 11(112)3 Lab-79/3231.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workman and the management of

M/s. Saraswati Chemical and Allied Industries, Gurgaon.

BEFORE SHRI NATHU RAM SHARMA,
PRESIDING OFFICER,
INNDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD.

Reference No. 267 of 1978
between

SHRI AMRIT LAL, WORKMAN AND THE
MANAGEMENT OF M/s. SARASWATI
CHEMICAL & ALLIED INDUSTRIES,
GURGAON

Present:

Shri Amrit Lal, workman in person.
Shri Pardeep Sharma, for the management.
AWARD

By order No. ID/GG/11-78/33854, dated the 19th July, 1978 the Governor of Haryana, referred the following dispute between the management of M/s. Saraswati Chemical and Allied Industries Gurgaon and its workman Shri Amrit Lal, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Amrit Lal was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference, notices were issued to the parties. The parties appeared. The workman stated that he has settled his dispute with the management and the management has taken him back on duty and he has no dispute with the management. In these circumstances, I give my award that there is no dispute between the parties.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal,
Haryana, Faridabad.

The 28th February, 1979.

No. 190, dated the 3rd March, 1979.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal,
Haryana, Faridabad.